

**ORDINANCE  
BY COUNCILMEMBER JIM MADDOX**

**04-O-2265**

**AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A CONTRACTUAL AGREEMENT WITH THE YMCA OF METROPOLITAN ATLANTA, INC. (SOUTHWEST BRANCH) IN AN AMOUNT NOT TO EXCEED \$500,000.00 FOR THE PURPOSE OF ASSISTING IN MAKING IMPROVEMENTS TO THE PARKING LOT, LOCATED AT 2220 CAMPBELLTON ROAD, SW; ATLANTA, GA; TO TRANSFER APPROVED FUNDING FROM THE DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT TO THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS ACCOUNT; AND FOR OTHER PURPOSES**

**WHEREAS**, the City of Atlanta has received a grant from the U. S. Department of Housing and Urban Development Community Development Block Grant program, Project Number CD 03-746, in the amount of \$500,000.00 for the purpose of assisting in making improvements to the parking lot as follows: (a) clearing (b) demolition, (c) erosion control (d) site concrete, (e) installation of storm sewer, and (f) all site paving and curbing required for a parking lot and drop-off lanes; and

**WHEREAS**, the acceptance of these funds were authorized by legislation adopted by the Council of the City of Atlanta on May 19, 2003 and approved by the Mayor on May 27, 2003; and

**WHEREAS**, this project will be administered by the Department of Parks, Recreation and Cultural Affairs as a pass-through grant to the YMCA of Metropolitan Atlanta, Inc., funds allocated for this project shall be transferred from Service Grant account number: 1B01 529002 Y46P1031A23A located in the Department of Planning and Community Development to the Department of Parks, Recreation and Cultural Affairs account number 1B01 529002 N12D11I4A23A; and

**WHEREAS**, the YMCA of Metropolitan Atlanta, Inc. shall be responsible for the day to day construction management of this project; and

**WHEREAS**, the YMCA of Metropolitan Atlanta, Inc. shall be responsible for any and all costs above the approved grant award.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA**, as follows:

**SECTION 1:** That the Mayor be and is hereby authorized to enter into a Contractual Agreement with the YMCA of Metropolitan Atlanta, Inc. (Southwest Branch), in an amount not to exceed the approved grant award of \$500,000.00 to be paid from account number 1B01 529002 N12D11I4A23A, for the purpose of assisting in the development of the parking lot at its facility located at 2220 Campbellton Road, SW; Atlanta, GA.



**SECTION 2:** That services for this project shall be charged to and paid from account numbers as follows:

**TRANSFER FROM ANTICIPATION**

1B01 Y46P1031A23A	2003 CDBG Program – Housing Rehabilitation Administration YMCA of Metropolitan Atlanta, Inc. (Southwest Branch)	
631101	Service Grants	<u>\$500,000.00</u>

**TRANSFER TO ANTICIPATION**

1B01 N12D11I4A23A	Department of Parks, Recreation and Cultural Affairs - YMCA of Metropolitan Atlanta, Inc. (Southwest Branch)	
631101	Facilities Other Than Buildings	<u>\$500,000.00</u>
	Total:	<u>\$500,000.00</u>

**TRANSFER FROM APPROPRIATIONS**

1B01 Y46P1031A23A 729002	2003 CDBG - SW YMCA Expansion Service Grants	<u>\$500,000.00</u>
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**TRANSFER TO APPROPRIATIONS**

1B01 N12D11I4A23A	Department of Parks, Recreation and Cultural Affairs –YMCA of Metropolitan Atlanta, Inc. (Southwest Branch)	
774001	Facilities Other Than Buildings	<u>\$500,000.00</u>
	Total:	<u>\$500,000.00</u>

**SECTION 3:** That the YMCA of Metropolitan Atlanta, Inc. shall agree to be contractually bound by the conditions set forth by the City of Atlanta and the Department of Housing and Urban Development, Community Development Block Grant Program.

**SECTION 4:** That the YMCA of Metropolitan Atlanta, Inc. shall agree to indemnify the City of Atlanta from any financial obligations arising from the expenditure of these grant funds.

**SECTION 5:** That this agreement shall not become binding on the City and the City shall incur no liability upon same until such grant agreement has been executed by the Mayor and delivered to the YMCA of Metropolitan Atlanta, Inc. (Southwest Branch).



**SECTION 6:** That the City Attorney be and is directed to prepare an appropriate contractual agreement for execution by the Mayor to be approved by the City attorney as to form.

**SECTION 7:** That all Ordinances or parts of Ordinances herewith are repealed.

A true copy,

*Shanda Daughin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

Jan 03, 2005

Jan 10, 2005

RCS# 6370  
1/03/05  
2:00 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PGS 2-15

ADOPT

YEAS: 10  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 6  
EXCUSED: 0  
ABSENT 0

Y Smith	NV Archibong	Y Moore	NV Mitchell
Y Starnes	Y Fauver	NV Martin	Y Norwood
Y Young	Y Shook	Y Maddox	NV Willis
Y Winslow	Y Muller	NV Sheperd	NV Borders

CONSENT I

#11  
By: Jim M. Maddox  
04-0-2265  
Do Not Write Above This Line

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BY COUNCILMEMBER JIM MADDOX

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ADOPTED BY

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☒ PERSONAL PAPER REFER

JAN 0 3 2005

COUNCIL

Date Referred 12/6/04  
Referred To: CD/HR  
Date Referred  
Referred To:  
Date Referred  
Referred To:  
Referred To:

Committee  
Date  
Chair  
Referred to

Committee  
Date  
Chair  
Referred to

12/14/04  
For Adv. Held (see rev. side)  
Other

Members

Refer To

Committee

Date

Chair

Actions

Rev, Adv, Held (see rev. side)

Other

Members

Refer To

FINAL COUNCIL ACTION

- ☒ 2nd ☐ 1st & 2nd ☐ 3rd
- ☒ Consent ☐ V Vote ☐ RC Vote

CERTIFIED

JAN 0 3 2005

CERTIFIED  
JAN 0 3 2005

MAYOR'S ACTION

MAYOR

APPROVED  
JAN 10 2005